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PETITIONS OFFICE

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Second Petition for Patent Application #09/973,459 filing date.
TO: Petitions Attorney: Douglas I. Wood, tel. 703-308-6918, fax. 703-308-6916,
Office of Petitions, USPTO.

Application Title: Integrated processes for olefin and polyolefin production Inventors and Applicants: Zoe Ziaka-Vasileiadou and Savvas Vasileiadis both of North Hills, CA.

Date of Filing Second Petition: 4/12/2002.

We are filing this second petition with the petitions Office because we believe that we have the satisfied proofs to have the filing date of the above application granted on September 24, 2001. This second petition follows the telephone conversation of co-inventor Dr. S. Vasileiadis with the petitions attorney Mr. D.I Wood on 4/10/2002, in which the continuing petition reasons were explained with regard to the filing application date of Sept. 24, 2001, which are listed in the page below:

Because we presented to the petitions office the clear evidence of depositing the above referenced application on Sept. 24, 2001 with <u>certified mail</u> accompanied by <u>returned receipt</u> (and not with regular first class uncertified mail), this proves our elaborate care in sending all documents of the above patent application to the USPTO in both a secure, certified, and complete manner on the day of Sept. 24, 2001.

In addition, we had enclosed within the patent documents sent the itemized self addressed US postal card signed and named by both inventors and clearly showing the mailing date of the above application on Sept. 24, 2001 (a copy of both sides of the postal card is attached in this petition, page A). The postal card itemizes all documents enclosed in the mailing application including the necessary patent application fee. This postal card serves as certificate of mailing under 37 CFR 1.8, because both the mailing date, names, and signatures of persons signing the card appear on the card.

Therefore, based on the above we have shown that every care was taken by the inventors to expedite mailing of the above referenced application to the USPTO on Sept. 24, 2001 with the necessary funds paid to the USPS as the postal receipts are shown (a copy of the paid receipt, certified mail receipt, and return card receipt are enclosed in this petition as page 13). Based on these proofs we assert that the filing date of the referenced application #09/973,459 is the Sept. 24, 2001.

The above facts are in contrast to the 4/4/2002 letter by Ms. B.M. Flanagan of the Petitions Office which claims that no itemized postal card receipt was enclosed with the original patent application.

Moreover, we are asserting that the late delivery of the patent application documents and receipt by the USPTO on the date of Oct. 10, 2002 was <u>unavoidable</u> and unpredictable due to the hold of the whole package by the US postal service, dictated by the Sept. 11, 2002 events that required close search and examination of the delivered mail by the postal service. Under normal circumstances the above patent application should be delivered to the USPTO within 3-4 business days from its mailing date of Sept. 24, 2001. Because such postal delays affected all incoming mail, the petitions office has to consider that such delay was not the fall of the applicants and to offer the requested relief. The

relief is related also with the applicants support of the related priority provisional application #60/237,202 which was filed on Oct.3, 2000. The patent seeked with these applications has both a national and international value because of the applicants participation in related technical forums; so the initial priority date of the application is important to secure the intellectual rights of the applicants.

Taking into account the proofs provided and explained above, the inventors consider that every possible care was taken for the current application documents to be filed with the USPTO on the mailing date of Sept. 24, 2001, and definitely before the Oct.3, 2001 timeline of the initial provisional application.

In summary we petition that the original filing application date of Sept. 24, 2001 and the filing fee of \$355 be granted.

Sincerely,

Zoe Ziaka-Vasileiadou,

Savvas Vasileiadis

Address:

15549 Dearborn street

North Hills, CA 91343 Tel. & Fax: 818-893-4292

Yay Hotel

Enclosure:

-page A:

-itemized self-addressed postcard including all items enclosed in patent application, which postcard was mailed with the documents on Sept. 24,

2001 and serves as certificate of mailing

-page B:

-copy of paid receipt to US postal service on Sept. 24, 2001 for the patent

application mailed at that day.

-certified mail receipt by US postal service deposited with the patent

application on Sept. 24, 2001,

-return card receipt deposited with the patent application on Sept. 24, 2001

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Paye A

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Documents enclosed:

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Declaration

Topy of previous provisional applic. correspondence by

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20 Chaims,

6 Drawings

Abstract and References Cited

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15549 Dearborn Street North Hills, CA 91343-3267 Page B

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